



Ron Chapman, MD, MPH  
Director & State Health Officer

State of California—Health and Human Services Agency  
**California Department of Public Health**

DRINKING WATER FIELD OPERATIONS BRANCH

50 D STREET, SUITE 200, SANTA ROSA, CA 95404

PHONE: (707) 576-2145 / FAX: (707) 576-2722

INTERNET ADDRESS: [www.cdph.ca.gov](http://www.cdph.ca.gov)



EDMUND G. BROWN JR.  
Governor

September 18, 2013

Water System No. 4900644

Anita O'Bryan  
Bridgehaven Park  
1161 Robertson Way  
Sacramento, CA 95818

**CITATION NO. 02-18-13C-050**  
**DISINFECTION BY-PRODUCT MONITORING REPORTING VIOLATION FOR**  
**SECOND QUARTER 2013**

Enclosed is a Citation issued to the Bridgehaven Park water system (System).

Your System will be billed at the Department's hourly rate (currently estimated at \$126.00) for the time spent on issuing this citation since this is an enforcement action for noncompliance with State regulations. At this time, we have spent approximately one hour on enforcement activities associated with this violation. You will receive a bill sent from our Fee Billing Unit in Sacramento by August 1, 2014. This bill will contain fees for any enforcement time spent on your System. If you have any questions regarding this matter, please contact George Chien of my staff at (707) 576-2971 or me at (707) 576-2006.

Sincerely,

Janice M. Thomas, P.E.  
Sonoma District Engineer  
Drinking Water Field Operations Branch

Enclosure

CC (w/ Enclosure): Jaime O'Bryan, P.O. Box 59, Jenner, CA 95450

STATE OF CALIFORNIA  
DEPARTMENT OF PUBLIC HEALTH

**Name of Public Water System:** Bridgehaven Park

**Water System No:** 4900644

**To:** Anita O'Bryan  
1161 Robertson Way  
Sacramento, CA 95818

**Issued:** September 18, 2013  
VIA CERTIFIED MAIL

**CITATION FOR NONCOMPLIANCE**  
**FAILURE TO COMPLY WITH**  
**HEALTH AND SAFETY CODE SECTION 116555; TITLE 22, CALIFORNIA**  
**CODE OF REGULATIONS, SECTIONS 64534.2 AND 64469**  
**SECOND QUARTER 2013**

Section 116650 of the California Health and Safety Code (CHSC) authorizes the issuance of a citation for failure to comply with a requirement of the California Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4, commencing with Section 116270), or any regulation, standard, permit, or order issued thereunder.



1 The Division of Drinking Water and Environmental Management of the  
2 California Department of Public Health (Department) hereby issues a  
3 citation to Bridgehaven Park (System) for failure to comply with CHSC  
4 Section 116555(a)(3); Title 22, California Code of Regulations (CCR)  
5 Sections 64534.2(a); Title 22, CCR Section 64469; Citation No. 02-18-11C-  
6 036; and Citation No. 02-18-12C-010.  
7

8  
9 **APPLICABLE AUTHORITIES**  
10

11  
12 CHSC 116555 states, in relevant part:

13 "(a) Any person who owns a public water system shall ensure that  
14 the system does all of the following:

15 (3) Provides a reliable and adequate supply of pure, wholesome, healthful, and  
16 potable water.

17  
18 Section 64534.2, Title 22 of the CCR states, in relevant part:

19 "(a) Community and nontransient noncommunity water systems  
20 shall monitor for TTHM and HAA5 at the frequencies and locations  
21 indicated in table 64534.2-A.  
22  
23  
24  
25  
26  
27



Table 64534.2-A  
Routine and Increased Monitoring Frequency for TTHM and HAA5

COLUMN A Type of System	COLUMN B Persons Served	COLUMN C Minimum monitoring frequency	COLUMN D Sample location in the distribution system & increased monitoring frequencies
Systems using approved surface water	< 500	One sample per year per treatment plant during month of warmest water temperature	Locations representating maximum residence time <sup>1</sup> . If the sample (or average of annual samples, if more than one sample is taken) exceeds MCL, system shall increase monitoring to once per treatment plant per quarter, taken at a point reflecting the maximum residence time in the distribution system, until system meets reduced monitoring criteria in paragraph (3) of this subsection.

<sup>1</sup> If a system elects to sample more frequently than the minimum required, at least 25 percent of all samples collected each quarter (including those taken in excess of the required frequency) shall be taken at locations that represent the maximum residence time of the water in the distribution system. The remaining samples shall be taken at locations representative of at least average residence time in the distribution system."

Section 64469, Title 22 of the CCR states, in relevant part:

"(a) Analytical results of all sample analyses completed in a calendar month shall be reported to the Department no later than the tenth day of the following month.

(c) Analytical results shall be reported to the Department electronically using the Electronic Deliverable Format as defined in The Electronic Deliverable Format [EDF] Version 1.2i Guidelines & Restrictions dated April 2001 and Data Dictionary dated April 2001."

CHSC Section 116650 states, in relevant part:

"(a) If the department determines that a public water system is in violation of this chapter or any regulation, permit, standard, citation, or order issued or adopted thereunder, the department may issue a citation to the public water system. The citation shall be served upon the public water system personally or by certified mail. Service shall be deemed effective as of the date of personal service or the date of receipt of the certified mail. If a person to whom a citation is directed refuses to accept delivery of the certified mail, the date of service shall be deemed to be the date of mailing.





1 (b) Each citation shall be in writing and shall describe the nature  
2 of the violation or violations, including a reference to the statutory  
3 provision, standard, order, citation, permit, or regulation alleged  
to have been violated.

4 (c) A citation may specify a date for elimination or correction of  
the condition constituting the violation.

5 (d) A citation may include the assessment of a penalty as  
6 specified in subdivision (e).

7 (e) The department may assess a penalty in an amount not to  
8 exceed one thousand dollars (\$1,000) per day for each day that  
9 a violation occurred, and for each day that a violation continues  
10 to occur. A separate penalty may be assessed for each  
11 violation."

## 12 STATEMENT OF FACTS

13 The System is a community water system serving approximately 23 service  
14 connections in coastal area in Sonoma County.

15  
16 The Department received a September 30, 2009 haloacetic acids (five)  
17 (HAA5) result of 0.071 mg/L. Pursuant to Section 64534.2, Title 22, CCR,  
18 the Department notified the System, by letter dated October 14, 2010, to  
19 commence quarterly disinfection byproduct (DBP) monitoring.  
20

21  
22 The System failed to collect the first quarter DBP samples for 2011. The  
23 Department issued Citation No. 02-18-11C-036 on August 5, 2011 to the  
24 System for that failure. The System also failed to collect the fourth quarter  
25 DBP samples for 2011. The Department issued Citation No. 02-18-12C-010  
26 with \$100 civil penalty on April 26, 2012 to the System for that failure.  
27



1 The Department has received no information from the System or from a  
2 laboratory showing that it collected total trihalomethanes (TTHM) and HAA5  
3 samples for the System for the second quarter of 2013. As of the date of  
4 this Citation, the Department has not received results for TTHM and HAA5  
5 samples collected in the second quarter of 2013.  
6

7  
8 This is the third violation of Sections 64534.2 and 64469, Title 22 of the  
9 CCR by the System. The System was issued Citation No. 02-18-11C-036  
10 by this Department on August 5, 2011 for failure to comply with the  
11 monitoring and reporting requirement in the first quarter 2011. The System  
12 was issued Citation No. 02-18-12C-010 with \$100 civil penalty by this  
13 Department on April 26, 2012 for failure to comply with the monitoring and  
14 reporting requirement in the fourth quarter 2012.  
15

## 16 17 **DETERMINATIONS**

### 18 19 **THE DEPARTMENT HAS DETERMINED:**

20  
21  
22 The System violated Title 22 of the CCR, Sections 64534.2 and 64469, in  
23 that the System failed to collect the required number of TTHM and HAA5  
24 samples during the second quarter of 2013.  
25

### 26 **PENALTIES PURSUANT TO HEALTH AND SAFETY CODE SECTION**

27 **116650**



1  
2 The Department hereby assesses upon the System a penalty in the amount  
3 of \$500.00. Directions for paying this penalty are included in Directive 4 of  
4 this citation.  
5

## 6 7 DIRECTIVES

8  
9 Bridgehaven Park is hereby directed to take the following actions:  
10

- 11 1. Comply with Section 64534.2, Title 22, CCR in all future monitoring  
12 periods. Resume monitoring for TTHM and HAA5 at the sampling  
13 point designated in the System's approved DBP monitoring plan.  
14 Future monitoring for TTHM and HAA5 must be conducted each  
15 calendar quarter.  
16
- 17 2. Notify the customers of the System of the TTHM and HAA5  
18 monitoring requirements, in conformance with 64463.4 and 64465,  
19 Title 22 of the CCR, and as follows:  
20  
21
  - 22 a. Completion of Attachment A to include the name, address, and  
23 telephone number of a System representative as source of  
24 additional information concerning the public notice. **You must**  
25 **also give a legible, written description (preferably typed)**  
26 **of the corrective actions taken by the System to prevent**  
27



1                   **this violation from occurring in the future. You must use**  
2                   **the space provided in Attachment A for this written**  
3                   **description.**  
4

5  
6           b. Provide the notice by mail or direct delivery, **after it has been**  
7                   **completed in accordance with (a) above**, to each customer  
8                   or service connection served by the System by **October 18,**  
9                   **2013.**  
10

11  
12           c. Publish the notice contained in Attachment A, **after it has**  
13                   **been completed in accordance with (a) above**, in a local  
14                   newspaper of general circulation in the area served by the  
15                   System (or weekly newspaper if no daily paper is available) for  
16                   one day. The publication in a local newspaper must be  
17                   completed by **October 18, 2013.**  
18

19           d. By distribution of the notice to each customer in the System's  
20                   2013 Consumer Confidence Report (Report), which is due to  
21                   System customers by July 1, 2014. The second paragraph of  
22                   Attachment A contains the exact language to be included in  
23                   the section of the Report labeled "Summary Information for  
24                   Contaminants Exceeding an MCL, MRDL, or AL, or a Violation  
25                   of Any Treatment Technique or Monitoring and Reporting  
26                   Requirement".  
27





1 e. Provide public notice for this violation in accordance with  
2 Section 64465(c), Title 22 or the CCR, which requires for each  
3 non-English speaking group that exceeds 1,000 residents or  
4 10% of the residents in a community (whichever is less), that  
5 the public notice contain information in the appropriate  
6 language(s) regarding the importance of the notice, or it  
7 contain a telephone number or address where such residents  
8 may contact the System to receive a translated copy of the  
9 notice or to receive assistance in the appropriate language.  
10  
11

12  
13 3. The System shall complete the attached Compliance Certification  
14 form and return it to the Department within 10 days of the public  
15 notice being given to system customers but in no case later than  
16 **October 28, 2013. A copy of the notice published in the**  
17 **newspaper and a copy of the notice delivered to the customers**  
18 **must be attached to the form.**  
19

20  
21 4. Submit to the Department by **October 28, 2013**, a check for the  
22 penalty of \$500.00 imposed by this Citation and a copy of the form  
23 which is attached hereto entitled "Notice of Citation Issuance." The  
24 citation number shall be written on the check. The check shall be  
25 made payable to the **California Department of Public Health Safe**  
26 **Drinking Water Account** and submitted to:  
27



1 California Department of Public Health  
2 Drinking Water Program – Fee Billing Unit  
3 ATTN: Ms. Perin Peebles  
4 P.O. Box 997379, MS 7406  
5 Sacramento, CA 95899-7379

6 The Department reserves the right to make such modifications to this  
7 Citation, as it may deem necessary to protect public health and safety.  
8 Such modifications may be issued as amendments to this Citation and shall  
9 be effective upon issuance.

10 Nothing in this Citation relieves the System of its obligation to meet the  
11 requirements of the California Safe Drinking Water Act (CHSC, Division 104,  
12 Part 12, Chapter 4, commencing with Section 116270), or any regulation,  
13 standard, permit or order issued thereunder.  
14

15  
16 All submittals required by this Citation shall be submitted to the Department  
17 at the following address:  
18

19 Janice M. Thomas, P.E., District Engineer  
20 California Department of Public Health  
21 Drinking Water Field Operations Branch  
22 50 D Street, Suite 200  
23 Santa Rosa, CA 95404

24 **PARTIES BOUND**

25 This Citation shall apply to and be binding upon the System, its officers,  
26 directors, agents, employees, contractors, successors, and assignees.  
27



## SEVERABILITY

The directives of this Citation are severable, and System shall comply with each and every provision thereof notwithstanding the effectiveness of any provision.



**FURTHER ENFORCEMENT ACTION**

Division 104, Part 12, Chapter 4, (commencing with section 116270) of the California Health and Safety Code authorizes the Department to: issue additional citations with assessment of penalties if the System continues to fail to correct a violation identified in a citation; take action to suspend or revoke a permit that has been issued to a public water system if the system has violated applicable law or regulations or has failed to comply with orders of the Department; and petition the superior court to take various enforcement measures against a public water system that has failed to comply with orders of the Department. The Department does not waive any further enforcement action by issuance of this citation.

Sep. 18, 2013  
Date

Stefan Cajina  
Stefan Cajina, P.E., Chief  
North Coastal Region  
Drinking Water Field Operations Branch

Attachments:

Compliance Certification  
Public Notification Template  
Notice of Citation Issuance

CC: Jaime O'Bryan  
P.O. Box 59  
Jenner, CA 95450



CERTIFIED MAIL NO. 70122210000216739971



## COMPLIANCE CERTIFICATION

Citation Number 02-18-13C-050

Name of Water System: *Bridgehaven Park*

System Number: 4900644

### Certification

As required by Section 64463.4 of the California Code of Regulations, I certify that the users of the water supplied by *Bridgehaven Park* were notified of the Disinfection Byproduct monitoring violation(s) of Title 22, California Code of Regulations (CCR) for the compliance period of the second quarter of 2013. In addition, I certify that Bridgehaven Park has complied with the directives of this citation as indicated below:

Required Action	Date Completed
Public Notification – Mail or Direct Delivery	<input type="text"/>
Public Notification – Newspaper	<input type="text"/>
Payment of \$500.00 Penalty	<input type="text"/>

\_\_\_\_\_  
Signature of Water System Representative

\_\_\_\_\_  
Date

Attach a copy of the notice delivered to customers and the notice published in the newspaper.

**THIS FORM MUST BE COMPLETED AND RETURNED TO THE  
DEPARTMENT BY October 28, 2013**

**Disclosure:** Be advised that Section 116725 and 116730 of the California Health and Safety Code states that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the attached order may be liable for a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation for each day that violation continues. In addition, the violators may be prosecuted in criminal court and upon conviction, be punished by a fine of not more than \$25,000 for each day of violation, or be imprisoned in county jail not to exceed one year, or by both the fine and imprisonment.

**IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER**

**Este informe contiene informacion muy importante sobre su agua potable. Traduzcalo o hable con alguien que lo entienda bien.**

**Bridgehaven Park Failed to Monitor for Disinfection Byproducts as Required**

Our water system recently violated a drinking water monitoring requirement. Although this is not an emergency, as our customers, you have a right to know what happened, what you should do, and what we are doing to correct this situation.

We are required to monitor your drinking water for total trihalomethanes (TTHM) and haloacetic acids (HAA5) on a regular basis. Results of regular monitoring are an indicator of whether or not our drinking water meets health standards. We did not monitor or test as required for TTHM and HAA5 in the second quarter of 2013 and therefore cannot be sure of the quality of our drinking water during that time.

Some people who drink water containing trihalomethanes in excess of the MCL over many years may experience liver, kidney, or central nervous system problems, and may have an increased risk of getting cancer. Some people who drink water containing haloacetic acids in excess of the MCL over many years may have an increased risk of getting cancer.

The California Department of Public Health (CDPH) sets drinking water standards and requires the disinfection of drinking water. However, when used in the treatment of drinking water, disinfectants react with naturally-occurring organic and inorganic matter present in water to form chemicals called disinfection byproducts (DBPs). DPH has determined that a number of DBPs are a health concern at certain levels of exposure. Certain DBPs, including some trihalomethanes (THMs) and some haloacetic acids (HAAs), have been shown to cause cancer in laboratory animals. Other DBPs have been shown to affect the liver and the nervous system, and cause reproductive or developmental effects in laboratory animals. Exposure to certain DBPs may produce similar effects in people. CDPH has set standards to limit exposure to THMs, HAAs, and other DBPs.

**What should I do?**

There is nothing you need to do at this time. The table below lists the contaminant(s) we did not properly test for during the last year, how often we are supposed to sample for TTHM and HAA5 and how many samples we are supposed to take, how many samples we took, when samples should have been taken, and the date on which follow-up samples were (or will be) taken.

<b>Contaminant</b>	<b>Number of samples required</b>	<b>When all samples should have been taken</b>	<b>When samples were or will be taken</b>
Total Trihalomethanes	1	April 2013 – June 2013	
Haloacetic Acids	1	April 2013 – June 2013	

**What does this mean?**

This situation does not require that you take immediate action. If it had, you would have been notified immediately. CDPH requires water systems to monitor disinfection by-products. Without monitoring disinfection byproducts, CDPH cannot determine if drinking water is meeting drinking water standards.

**What happened? What is being done?**

Disinfection byproducts tend to be highest during the warmest time of year. We shall resume our required monitoring and will notify you each year if we fail to monitor as required.

**For more information**, please contact Anita O'Bryan at (916) 441-6364. Alternatively, contact us by mail at 1161 Robertson Way, Sacramento, CA 95818.

This notice is being sent to you by **Bridgehaven Park**.

(Public Water System **4900644**).

Date distributed: \_\_\_\_\_

**STATE OF CALIFORNIA  
DRINKING WATER FIELD OPERATIONS BRANCH**

**DEPARTMENT OF PUBLIC HEALTH**

**Notice of Citation Issuance**

**System Name:** Bridgehaven Park

**System Number:** 4900644

**Background Statement**

In September 2013, the Division of Drinking Water and Environmental Management issued Citation Number 02-18-12C-050 to Bridgehaven Park. The citation carried a penalty in the amount of **\$500.00**.

**Method of Payment**

A check for the total amount of the penalty and a copy of this form shall be submitted to the Department by **October 10, 2013**. The citation number shall be written on the check. The check shall be made payable to the **California Department of Public Health Safe Drinking Water Account** and submitted to:

Department of Public Health  
Drinking Water Program – Fee Billing Unit  
ATTN: Ms. Perin Peebles  
P.O. Box 997379, MS 7406  
Sacramento, CA 95899-7379

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Please attach check below: